

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA

East Richland County Public Service District,)

Plaintiff,)

vs.)

EXHIBIT A

Siemens Industry, Inc., Evoqua Water)
Technologies LLC, formerly known as Siemens)
Water Technologies LLC,)

EXHIBIT AND WITNESS LIST

Defendants.)

Case No. 3:13-cv-02159-CMC

PRESIDING JUDGE Honorable Cameron McGowan Currie	PLAINTIFFS' ATTORNEY Edwin Russell Jeter Scott A. Elliott	DEFENDANT'S ATTORNEY Richard H. Willis Ralph A. Finizio Robert A. Gallagher
TRIAL DATE December 7-18, 2015	COURT REPORTER	COURTROOM DEPUTY

PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DEPOSITION EXHIBIT NO. AND BATES NO.	DESCRIPTION OF WITNESSES/EXHIBITS
						EXPECT TO PRESENT John T. Novak Virginia Polytechnic Institute and State University 200 Patton Hall Blacksburg, VA 24061 540-231-6132
						WITHDRAWN Per Ruling on Motion in Limine Timothy Van Noy EisnerAmper LLP PO Box 458 Jenkintown, PA 19046 215-881-8800
						EXPECT TO PRESENT Marc Roehl Evoqua Water Technologies LLC 2607 N. Grandview Boulevard Suite 130 Waukesha, WI 53189

PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DEPOSITION EXHIBIT NO. AND BATES NO.	DESCRIPTION OF WITNESSES/EXHIBITS
						(262) 547-0141
						EXPECT TO PRESENT Jamey Steffen Evoqua Water Technologies LLC 2607 N. Grandview Boulevard Suite 130 Waukesha, WI 53189 (262) 547-0141
						EXPECT TO PRESENT Tim Lindemann Evoqua Water Technologies LLC 2607 N. Grandview Boulevard Suite 130 Waukesha, WI 53189 (262) 547-0141
						EXPECT TO PRESENT Doug Wilson Heyward Inc. 2101-A Cambridge Beltway Drive Charlotte, NC 28273 (704) 583-2305
						MAY CALL J. Edward Schooler East Richland County Public Service District 704 Ross Rd Columbia, SC 29223 (803) 419-6007
						MAY CALL Larry Brazell East Richland County Public Service District 704 Ross Rd Columbia, SC 29223 (803) 788-1570
						MAY CALL Joe Parsons Formerly of East Richland County PSD 1114 Woodlawn Drive Camden, SC 29020 Phone number unknown
						MAY CALL Tom Thain BP Barber

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						P.O. Box 1116 Columbia, SC 29202 (843) 767-4602
						MAY CALL Robert Tillman East Richland County Public Service District 704 Ross Rd Columbia, SC 29223 (803) 788-1570
						MAY CALL Records Custodian South Carolina Department of Health and Environmental Control Bureau of Water 2600 Bull Street Columbia, SC 29201 (803) 898-3432
	D015				015 HEY003902- HEY003909	EXPECT TO OFFER Email from Doug Wilson to Tom Thain dated 4/27/2007. Subject: ERCPSD-Gills Creek WWTP- BPB-Thamer Construction- Envirex #41642-Cannibal
	D016				016 EVOQ009254- EVOQ009270	EXPECT TO OFFER Thamer Construction Inc. Purchase Order Number 101-M- 4133. Agreement between U.S. Filter/Envirex Products and Thamer Construction dated 12/23/2004.
	D017				017 EVOQ007069- EVOQ007080	EXPECT TO OFFER Signed Process Performance Warranty dated 6/15/07
	D030				030	EXPECT TO OFFER Excerpt from the 9/22/2008 revisions to the operations and maintenance manual.
	D042				042 EVOQ005004- EVOQ005005	EXPECT TO OFFER Email from James Steffen to Betty-Ann Curtis; Michael Doyle; Timothy Lindemann; Sergio Pino Jelcic; Marc Roehl; George Smith; Bryce Vandenboom and Michael Whitier dated 8/15/2007. Subject:

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						Gills Creek Update 8-15-07-internal
	D047				047 EVOQ019273- EVOQ019275	EXPECT TO OFFER Email from Tom Thain to James Steffen dated 2/5/08. Subject: RE: Gills Creek.
	D053				053 EVOQ005449	EXPECT TO OFFER Email from James Steffen to Seth Hayek dated 10/29/2008. Subject: FW: Gills Creek Spreadsheet
	D053				053a EVOQ005450_001 - EVOQ005450_060	EXPECT TO OFFER Gillscreek Spreadsheet '08.xls attached to email from James Steffen to Seth Hayek dated 10/29/2008.
	D055				055 EVOQ007428- EVOQ007430	EXPECT TO OFFER Email from Doug Wilson to Tom Thain dated 11/10/2008. Subject: Gills Creek status letter for district meeting Mon, November 10
	D056				056 EVOQ006994- EVOQ006997	EXPECT TO OFFER Email from James Steffen to Doug Wilson dated 11/13/2008. Subject: RE: Gills Creek Aeration
	D061				061 EVOQ005919- EVOQ005920	EXPECT TO OFFER Email from James Steffen to Doug Wilson dated 12/1/2008. Subject: RE: Updated letter to District on Cannibal Process.
	D062				062 RCPSD00460- RCPSD00461	EXPECT TO OFFER Gills Creek Warranty District status letter to William Long from Jamey Steffen dated 12/1/2008. Re: Gills Creek WWTP; BP Barber; Siemens Cannibal Process.
	D063				063 EVOQ005547- EVOQ005549	EXPECT TO OFFER Email from James Steffen to Doug Wilson dated 7/7/2008. Subject: Process Performance letter to Gills Creek-Year 1
	D064				064 EVOQ004917	EXPECT TO OFFER Email from Timothy Lindemann to James Steffen dated 12/4/2008. Subject: gills creek lanfill records.
	D064				064a	EXPECT TO OFFER

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					EVOQ004918-19	GillCreekLandfillSludge.xls attachment to email from Timothy Lindemann to James Steffen dated 12/4/2008.
	D085				085 RCPSD00459	EXPECT TO OFFER Letter to James Steffen from William Long dated 8/26/2009. RE: Gills Creek WWTP; Siemens Cannibal Process.
	D088				088 RCPSD00457- RCPSD00458	EXPECT TO OFFER Letter to William Long from Jamey Steffen dated 9/14/2009. Re: Gills Creek WWTP; Siemens Cannibal Process
	D094				094 HEY000280	EXPECT TO OFFER Email from Tom Thain to Doug Wilson dated 11/11/2009. Subject: ERCPSD-Gills Creek Cannibal.
	D110				110 RCPSD00441- RCPSD00463	EXPECT TO OFFER Agenda- East Richland County- Gills Creek WWTP Cannibal Process Discussion dated 1/20/2010 and Process Performance Warranty.
	D113				113 EVOQ018794	EXPECT TO OFFER Email from Doug Wilson to James Steffen dated 1/27/2010. Subject: FW: Emailing Electric power bills.xls
	D113				113a EVOQ018795_001 - EVOQ018795_002	EXPECT TO OFFER Electric power bills.xls. Attachment to email from Doug Wilson to James Steffen dated 1/27/2010.
	D114				114 EVOQ000788- EVOQ000789	EXPECT TO OFFER Meeting Summary Gills Creek WWTP status and performance 1/20/2010.
	D115				115	EXPECT TO OFFER Gills Creek Cost Savings Estimate and Phosphorus Analysis Report, Exhibit B dated 4/1/2010.
	D118				118 EVOQ003265	EXPECT TO OFFER Trip Report: North and South Carolina Date: Jan 19-20

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	D136				136 EVOQ017414- EVOQ017421	EXPECT TO OFFER Gills Creek Cost Savings Estimate and Phosphorus Analysis Report, Exhibit C dated March 2012.
	D139				139 RCPSD00379- RCPSD00380	EXPECT TO OFFER Letter to James Steffen from Larry Brazell dated 8/16/2012. RE: East Richland County Public Service District; Cannibal Solids Reduction Processes; Process Performance Warranty.
	D146				146 RCPSD00377- RCPSD00378	EXPECT TO OFFER Letter to Larry Brazell from Malcolm Kinnaird and Jeffrey Tannenbaum dated 9/20/2012. RE: Cannibal Solids Reduction System.
	D169				169 EVOQ005162	EXPECT TO OFFER Email from James Steffen to Marc Roehl; Michale Doyle and George Smith dated 1/9/2009. Subject: FW: Gills Creek status update.
	D173				173 EVOQ020667- EVOQ020668	EXPECT TO OFFER Conference call minutes from June 12, 2009
	D174				174 EVOQ016051- EVOQ016052	EXPECT TO OFFER Email from James Steffen to Marc Roehl and Timothy Lindemann dated 8/9/2010. Subject: RE: Gills Creek re-start
	D251				251	EXPECT TO OFFER Amended complaint.
	D255				255 ER8957-ER8958	EXPECT TO OFFER Report Presented to the Board August 10, 2004; East Richland County Public Service Commission; Gills Creek Wastewater Treatment Plant Expansion; Status of Improvements.
	D257				257 RCPSD00408- BPB00435	EXPECT TO OFFER Email from Tom Thain to Bill Long dated 9/3/2004. Subject Gills Creek Cannibal; attaching Financial options.xls.

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	D260				260 BPB000271- BPB000286	EXPECT TO OFFER Email from Tom Thain to Sam Howell dated 9/20/2004. Subject: East Richland County PSD with attachment Sludge Reduction Technology.ppt
	D266				266 ER5564	EXPECT TO OFFER Memo from William Long to All Commissioners dated 10/5/2004. RE: Cannibal Process. CC: Tom Thain and Joe Parsons.
	D268				268 HEY004367- HEY004374 HEY004375_001- HEY004375_004 HEY004376 HEY004377_001- HEY004377_002	EXPECT TO OFFER Email from Doug Wilson to Tom Thain dated 10/27/2004. Subject: Gills Creek Proposal with attachments: Cover Letter.doc; Section 1-Process Description.doc; Section 2-Gills Creek WWTP Scope of Work.doc; Section 2-Gills Creek Equipment List.xls; Section 2-Project Scope.doc; 0100_PFD_VLR (Gills Creek, SC).dwg.
	D274				274 HEY003829 HEY003830_001- HEY003830_007	EXPECT TO OFFER Email from Doug Wilson to Tom Thain dated 12/15/2004. Subject: Gills Creek P addition and purge calcs with attachment Gills Creek P removal and purge rate.xls.
	D275				275 BPB000476 BPB000477_001- BPB000477_002	EXPECT TO OFFER Email from Doug Wilson to Tom Thain dated 12/19/2004. Subject: Gills Creek-Cannibal-Revised Savings Estimate with attachment Savings Table 16 MGD 12-17-04.xls. Projected saving not printed-no values entered.
	D276				276 EVOQ004582_001 - EVOQ004582_002 EVOQ004582	EXPECT TO OFFER Savings Table 16 MGD 12-17-04.xls.
	D278				278 BPB000449- BPB000475	EXPECT TO OFFER Email from Doug Wilson to Tom Thain dated 12/22/2004. Subject:

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						Gills Creek-BPB-Thamer-Envirex Cannibal Proposal with attachment proposal pdf 12-22-04.pdf.
	D280				280 ER8547-ER8549	EXPECT TO OFFER Meeting minutes-East Richland County Public Service District MINUTES January 11, 2005 Meeting.
	D286				286	EXPECT TO OFFER Schematic prepared for trial to illustrate rudimentary flow through the activated sludge and cannibal systems. Process flow diagram.
	D288				288	EXPECT TO OFFER Operations Notes for weeks 7/30/07-4/7/08
	D290				290 HEY009646- HEY009675	EXPECT TO OFFER Service Manuals-Final Manuals Equipment mailed 1/16/2006
	D300				300 HEY000231	EXPECT TO OFFER Email from Tom Thain to Doug Wilson dated 1/10/2007. Subject: Gills Creek Cannibal.
	D307				307 EVOQ020703- EVOQ020755	EXPECT TO OFFER Email from Timothy Lindemann to Joe Parsons dated 7/2/2007. Subject: Training with attachment Gills Creek Cannibal Training 7-9-07.pdf.
	D308				308 EVOQ010813- EVOQ010819 EVOQ010820_001 - EVOQ010820_002 EVOQ010821- EVOQ010834	EXPECT TO OFFER Email from Doug Wilson to Joe Parsons; Tom Thain and Hank Merrill dated 7/10/2007. Subject: ERCPSD-Gills Creek WWTP-BPB-Thamer- EXPECT TO OFFER Envirex with attachments Process Warranty Signed.pdf; Gills Creek Action Item List 070507 Rev 2.xls; Gills Creek Letter Doug Wilson Revision 070507 RGS Edit.doc; Gills Creek Meeting 4/26/07.doc.
	D309				309 EVOQ010467-	EXPECT TO OFFER Email from Timothy Lindemann

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					EVOQ010468	to Marc Roehl; Robert Spuhler; James Steffen; Sergio pino Jelcic; George Smith; Betty-Ann Curtis and Michael Doyle dated 7/13/2007. Subject: Gills Creek Trip Report July 8th-July 13th.
	D313				313 EVOQ007505	EXPECT TO OFFER Email from Cathy O'Dell on behalf of Doug Wilson to James Steffen dated 10/11/2007. Subject: Gills Creek Cannibal.
	D315				315 EVOQ006210- EVOQ006215	EXPECT TO OFFER Email from James Steffen to Marc Roehl dated 2/22/2008. Subject: FW: Gills Creek WWTP-Improvement Plan with attachments Gills Creek Improvement Plan 2-17-2008.doc and gills creek Vertical operation.pdf
	D316				316 EVOQ005499- EVOQ005501	EXPECT TO OFFER Email from James Steffen to Marc Roehl dated 5/13/2008. Subject: RE: Gills Creek WWTP Process Sequence Changes.
	D317				317 EVOQ015206- EVOQ015207	EXPECT TO OFFER Email from James Steffen to Michael Doyle dated 7/30/2008. Subject: RE: Columbus, IN-Orbal/Cannibal with CH2M-Hill design review.
	D318				318 HEY005621- HEY005624	EXPECT TO OFFER Email from Doug Wilson to Jamey Steffen dated 8/14/2008. Subject: FW: Gills Creek Wrap-up.
	D321				321 EVOQ016418- EVOQ016433	EXPECT TO OFFER Email from Doug Wilson to Bill Long dated 7/31/2007. Subject: ERCPSD-Gills Creek WWTP-BPB-Thamer Construction-Envirex #41642-Cannibal with attachments Process Warranty Signed.pdf; Certificate of Biological Solids Wasting.doc; Performance warranty period 7-

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						30-07.pdf
	D322				322 EVOQ002578_001 - EVOQ002578_081	EXPECT TO OFFER Gills Creek DATA SHEET, 2005- present.xls
	D323				323 EVOQ000584; EVOQ003105; EVOQ003672; EVOQ000057; EVOQ001273; EVOQ002902; EVOQ000016; EVOQ002635; EVOQ003250; EVOQ003542; EVOQ003253; EVOQ001098; EVOQ000344; EVOQ002260; EVOQ001881; EVOQ000535	EXPECT TO OFFER Waste Sludge Report log sheets
	D324				324 EVOQ000628; EVOQ001922; EVOQ000813; EVOQ002276; EVOQ002824; EVOQ001905; EVOQ003109; EVOQ003753; EVOQ000106; EVOQ003251; EVOQ003721; EVOQ002611; EVOQ000748; EVOQ002284; EVOQ003695; EVOQ001163	EXPECT TO OFFER Log for Solids Sampling
	D326				326	EXPECT TO OFFER Plaintiff's Amended and Supplemental Answers to Defendant's Third Set of Written Discovery Requests to Plaintiff.
	D330				330	EXPECT TO OFFER

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					HEY005864-HEY005865	Email from Doug Wilson to James Steffen dated 10/16/2008. Subject: RE: ERCPSD-Gills Creek WWTP-BPB-Cannibal.
	D332				332 EVOQ000267_001 - EVOQ000267_061	EXPECT TO OFFER GillsCreek Landfill Sludge 2006-present.xls
	D333				333 EVOQ003612_001 - EVOQ003612_129	EXPECT TO OFFER Gills Creek DATA SHEET, 2005-present.xls.
	D336				336 EVOQ007022- EVOQ007029	EXPECT TO OFFER Email from Doug Wilson to James Steffen dated 2/12/2009. Subject: RE: Gills Creek with attachment (EVOQ007026) RE: Gills Creek.
	D345				345 EVOQ017766- EVOQ017767	EXPECT TO OFFER Email from James Steffen to Betty-Ann Curtis; Michael Doyle; Seth Hayek; Timothy Lindemann; Sergio Pino Jelcie; Marc Roehl; George Smith; Bryce Vandenboom and Michael Whittier dated 6/4/2009. Subject: Trip Report-Gills Creek and Thomasville.
	D348				348 EVOQ017788- EVOQ017789	EXPECT TO OFFER Email from James Steffen to Betty-Ann Curtis; Michael Doyle; Seth Hayek; Timothy Lindemann; Sergio Pino Jelcie; Marc Roehl; George Smith; Bryce Vandenboom and Michael Whittier dated 1/22/2010. Subject: Trip report: Gills Creek and holly springs with attachment gills creek trip report jan2010.doc.
	D349				349 BPB000176- BPB000177	EXPECT TO OFFER Email from Doug Wilson to Bill Long; Joe Parsons and Tom Thain dated 1/27/2010. Subject: ERCPSD-Gills Creek WWTP-BPB-Siemens-Cannibal Review Meeting 1/20/10.

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	D351				351 HEY004493- HEY004495	EXPECT TO OFFER Email from Doug Wilson to Tom Thain dated 2/9/2010. Subject: FW: Emailing: Cannibal Notes..docx with attachment Cannibal Notes..docx
	D352				352 ER0074-ER0075	EXPECT TO OFFER East Richland County Public Service District "Minutes" February 9, 2010 Meeting
	D353				353 ER12689-ER12691	EXPECT TO OFFER East Richland County Public Service District Agenda 2/9/2010
	D354				354 ER12725-ER12726	EXPECT TO OFFER Report to the Board of East Richland County Public Service District dated 3/9/2010 and Gills Creek Waste Water Treatment Plant Monthly Report dated 7/13/2010.
	D362				362 EVOQ016051- EVOQ016052	EXPECT TO OFFER Email from James Steffen to Marc Roehl and Timothy Lindemann dated 8/9/2010. Subject: RE: Gills Creek re-start
	D379				379 ER0191	EXPECT TO OFFER Sludge production spreadsheet January 2010-January 2014-Yield calculations
	D380				380 RCPSD00374- RCPSD00375	EXPECT TO OFFER Letter to Malcolm Kinnaird and Jeffrey Tannenbaum from Scott Elliott dated 4/1/2013. RE: East Richland County Public Service District Cannibal Solids Reduction Processes
	D383				383 EVOQ003676	EXPECT TO OFFER Photo showing aeration-5/3/2006-DSCF0756.jpg
	D386				386 EVOQ019147- EVOQ019148	EXPECT TO OFFER Email from Timothy Lindemann from James Steffen dated 11/5/2009. Subject: Gills Creek Savings Summary with attachment 20091105131347896.pdf

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	D387				387 HEY003198- HEY003200	EXPECT TO OFFER Email from Doug Wilson to Tom Thain dated 12/7/2009. Subject: Cannibal Process Savings Calculations for Gills Creek with attachment Gills Creek Cannibal process savings.doc
	D389				389 EVOQ016720- EVOQ016730	EXPECT TO OFFER Email from James Steffen to Doug Wilson dated 11/17/2011. Subject: FW: Gills Creek Numbers with attachment Gills Creek Cannibal P & savings analysis 11-2011.doc
	D391				391	EXPECT TO OFFER ERCPSD Sludge Yields 07-08-09.xls Schooler's calculations
	D392				392 RCPSD01336- RCPSD01337	EXPECT TO OFFER Lee County Leachate Totals January 2013-November 2014
	D396				396	EXPECT TO OFFER Plaintiff's Second Amended and Supplemental Answers to Defendant's Third Set of Written Discovery Requests to Plaintiff
	D400				400	EXPECT TO OFFER Interchange Reactor Calculations 12/6/2007-7/31/09 and daily log sheets
	D409				409	EXPECT TO OFFER Excel spreadsheet containing sludge yields
	D410				410	EXPECT TO OFFER Excel spreadsheet containing ERCPSD sludge yields 2010-2014
	D438				N/A EVOQ020210	EXPECT TO OFFER Email from Cathy O'Dell on behalf of Doug Wilson to Tom Thain and Joe Parsons sent on 10/9/2007; Subject: ERCPSD-Gills Creek WWTP-Influent Sampler
	D440				N/A SCDHEC000717- SCDHEC000723	EXPECT TO OFFER Compliance Evaluation Inspection citing discrepancies with reporting values for TSS and Total Phosphorus.

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	D441				N/A SCDHEC000608- SCDHEC000615	EXPECT TO OFFER Compliance Evaluation Inspection citing deficiencies in the O&M manual and laboratory equipment and issues with the flow measurement equipment.
	D442				N/A SCDHEC000664	EXPECT TO OFFER Notice of Violation finding violation of monitoring and reporting requirements due to failure to obtain BOD and UOD sample results.
	D443				N/A SCDHEC000640	EXPECT TO OFFER Warning Letter returning East Richland's January 2008 Discharge Monitoring Report due to "FREQUENCY OF ANALYSIS MISSING" and "TOX TEST F[O]RM MISSING/INCORRECT."
	D444				N/A SCDHEC000586	EXPECT TO OFFER Notice of Violation finding violation of monitoring and reporting requirements due to failure to report BOD, TSS, UOD, ammonia, and chronic toxicity.
	D445				N/A SCDHEC000549	EXPECT TO OFFER Notice of Violation finding violation of monitoring and reporting requirements due to failure to obtain valid BOD, TSS, UOD, and ammonia samples.
	D446				N/A SCDHEC000547	EXPECT TO OFFER Notice of Violation finding violation of monitoring and reporting requirements due to failure to conduct required sampling and analysis of BOD, TSS, UOD, ammonia, fecal coliform, and residual chlorine.
	D447				N/A SCDHEC000482	EXPECT TO OFFER Notice of Violation finding violation of monitoring and reporting requirements due to failure to collect adequate samples

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						for BOD, TSS, UOD, and ammonia due to “composite sampler failure.”
	D448				N/A SCDHEC000431	EXPECT TO OFFER Notice of Violation finding violation of monitoring and reporting requirements due to failure to obtain required samples of BOD, TSS, UOD, and ammonia.
	D449				N/A SCDHEC000429	EXPECT TO OFFER Notice of Violation finding violation of monitoring and reporting requirements due to failure to obtain required fecal coliform samples due to “laboratory error.”
	D450				N/A SCDHEC000014	EXPECT TO OFFER Notice of Violation finding violation of monitoring and reporting requirements due to failure to conduct monitoring of BOD and UOD at required frequency of analysis.
	D451				N/A SCDHEC000013	EXPECT TO OFFER Notice of Violation finding violation of monitoring and reporting requirements due to failure to conduct monitoring of BOD and UOD at required frequency of analysis during January, February, or March 2014.
	D452				N/A	EXPECT TO OFFER Plaintiff’s Answers to Siemens Industry Inc. and Siemens Water Technologies LLC’s First Set of Interrogatories
	D455				N/A	EXPECT TO OFFER Plaintiff’s Third Amended and Supplemental Answers to Defendants’ Third Set of Written Discovery
	D463				N/A EVOQ001469- EVOQ001479	EXPECT TO OFFER Performance Warranty

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	D040				040 EVOQ007701	MAY OFFER Email from Timothy Lindemann to James Steffen dated 4/16/2007. Attaching gills creek.xls
	D040				040a EVOQ007702_001 - EVOQ007702_008	MAY OFFER Excel spreadsheet gills creek.xls attached to email from Timothy Lindemann to James Steffen dated 4/16/2007.
	D044				044 EVOQ005152 - EVOQ005153	MAY OFFER Email from James Steffen to Betty-Ann Curtis; Michael Doyle; Timothy Lindemann; Sergio Pino Jelcic; Marc Roehl; George Smith; Bryce Vandenboom and Michael Whittier dated 9/3/2007. Subject: Trip Report; Gills Creek WWTP; August 27-31
	D096				096 EVOQ020423 - EVOQ020425	MAY OFFER Email from Doug Wilson to Tom Thain dated 12/7/2009. Subject: RE: Gills Creek WWTP - Siemens Cannibal Solids Reduction Process.
	D112				112 RCPSD00439 - RCPSD00440	MAY OFFER Summary of meeting with Siemens Water Technologies on Cannibal Performance. Meeting date 1/20/2010.
	D116				116 EVOQ003236 - EVOQ003237	MAY OFFER Meeting Summary Gills Creek WWTP status and performance 7/7/2010.
	D133				133 EVOQ016744 - EVOQ016745	MAY OFFER Email from James Steffen to Doug Wilson dated 11/18/2011. Subject: Gills Creek Numbers.
	D160				160 HEY001003 - HEY001004	MAY OFFER Email from James Steffen to Doug Wilson dated 2/21/2007. Subject: RE: Status/Trip Report: Gills Creek, SC February 16, 2007.
	D161				161 EVOQ000060	MAY OFFER Interchange Start-UP 3-7-07.doc. Cannibal Solids Reduction Process

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						- Interchange Sequence of Operations Gills Creek, SC WWTP.
	D162				162 HEY000829 - HEY000831	MAY OFFER Email from James Steffen to Tom Thain dated 6/11/2007. Subject: RE: Gills Creek Status Update/Process Changes; 5-18-07.
	D163				163 EVOQ008186 - EVOQ008187	MAY OFFER Email from Timothy Lindemann to Marc Roehl; Michael Doyle; Betty-Ann Curtis; James Steffen; Sergio Pino Jelcic and George Smith dated 6/18/2007. Subject: Gills Creek Trip Report
	D164				164 EVOQ004995 - EVOQ004997	MAY OFFER Email from Timothy Lindemann to James Steffen; Robert Spuhler; Sergio Pino Jelcic; Marc Roehl; Betty-Ann Curtis; George Smith; Michael Doyle; Stephen Zick and Thomas Larsen dated 10/29/2007. Subject: South Carolina Trip Report October 23-26.
	D168				168 EVOQ005270 - EVOQ005271	MAY OFFER Email from James Steffen to Marc Roehl dated 9/2/2008. Subject: RE: Gills Creek status update through August.
	D172				172 EVOQ001898 - EVOQ001899	MAY OFFER Conference call minutes dated 4/9/2009
	D194				194 EVOQ001084 - EVOQ001085	MAY OFFER Trip Report/Status Update: Gills Creek, SC dated 3/30/07. Authored by Jamey Steffen.
	D195				195 EVOQ007687 - EVOQ007689	MAY OFFER Email from Tom Thain to James Steffen dated 5/14/2007. Subject: RE: Gills Creek Status - 5-14-07.
	D252				252	MAY OFFER Aerial photo of Gills Creek plant
	D258				258 ER0066 - ER0067	MAY OFFER East Richland County Public Service District "Minutes"

PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DEPOSITION EXHIBIT NO. AND BATES NO.	DESCRIPTION OF WITNESSES/EXHIBITS
						September 16, 2004 Meeting.
	D261				261 BPB000242	MAY OFFER BP Barber report to East Richland Board
	D265				265 ER8610	MAY OFFER Tom Thain meeting notes dated 9/28/2004
	D279				279 HEY003825	MAY OFFER Email from Doug Wilson to Tom Thain dated 12/22/2004. Subject: Gills Creek Proposal and Warranty.
	D281				281 HEY000206 - HEY000212	MAY OFFER Email from Tom Thain to Doug Wilson dated 12/1/2005. Subject: FW: 04265 Per text ---avg at 4 ---.doc with attachment 04265 Per text ---avg at 4 ---.doc
	D282				282 EVOQ014104 - EVOQ014107	MAY OFFER Email from Doug Wilson to Betty-Ann Curtis and John Sheridan dated 3/6/2006. Subject: FW: Gills Creek Wasterwater Treatment Facility - Abstract for WEFTEC with attachment Gills Creek Wasterwater Treatment Facility.doc
	D287				287	MAY OFFER ERCPSD Chain of Custody field log.
	D291				291 HEY003601 - HEY003604	MAY OFFER Email from Doug Wilson to Tom Thain dated 2/7/2006. Subject: FW: Gills Creek with attachment GillsCreekstartup.doc
	D292				292 EVOQ007769	MAY OFFER Email from Timothy Lindemann to James Steffen dated 8/28/2006. Subject: Gills Creek Screens
	D293				293 EVOQ008284 - EVOQ008286	MAY OFFER Email from James Steffen to Doug Wilson dated 9/8/2006. Subject: Gills Creek Start-up Summary Week of September 5.
	D295				295	MAY OFFER

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					HEY010266 - HEY010267	Email from Doug Wilson to Joe Parsons; Tom Thain and Hank Merrill dated 10/20/2006. Subject: RE: ERCPSD - Gills Creek WWTP - BPB - Thamer Construction - Envirex #40609 & #41642
	D297				297 HEY003889 - HEY003890	MAY OFFER Email from Doug Wilson to Tom Thain dated 11/12/2006. Subject: FW: Gills Creek Cannibal Process Start-up plan Executive Summary with attachment Gills Creek Start-Up.doc.
	D298				298 EVOQ001048	MAY OFFER Gills Creek, SC Update November 13, 2006
	D299				299 EVOQ012262 - EVOQ012263	MAY OFFER Email from James Steffen to Doug Wilson dated 12/8/2006. Subject: RE: ERCPSD - Gills Creek WWTP - BPB - Thamer Construction - Envirex #40609 & #41642
	D302				302 HEY001007 - HEY001008	MAY OFFER Email from James Steffen to Doug Wilson and Tom Thain dated 3/7/2007. Subject: Interchange Start-Up procedure at Gills Creek, WWTP with attachment Interchange Start-UP 3-7-07.doc
	D310				310 HEY003963 - HEY003964	MAY OFFER Email from Doug Wilson to Tom Thain dated 7/30/2007. Subject: RE: Start-UP of Cannibal Process Warranty Period.
	D312				312 EVOQ008008 - EVOQ008012	MAY OFFER Email from Doug Wilson to Tom Thain; Nate Cecil and Hank Merrill dated 9/30/2007. Subject: Gills Creek Cannibal - BPB - Thamer - Envirex 41042 with attachment Sitrans LU Probe.pdf.
	D319				319 ER8961 - ER8983	MAY OFFER Sample Collection, Preservation

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						and Holding Times. Description of standard sampling methods.
	D320				320	MAY OFFER Plaintiff's Responses to Defendant's Third Set of Written Discovery Requests to Plaintiff.
	D334				334 HEY000650 - HEY000651	MAY OFFER Email from Tom Thain to Doug Wilson dated 2/12/2009. Subject: Gills Creek.
	D338				338 BPB000591	MAY OFFER Letter to Joe Parsons and Tom Thain from Jamey Steffen dated 2/20/2009. RE: Gills Creek Plant Status.
	D339				339 EVOQ020618 - EVOQ020622	MAY OFFER Email from Doug Wilson to Joe Parsons and Tom Thain dated 2/26/2009. Subject: Gills Creek conference call agenda and data to discuss with attachments Gills Creek Conf Call Agenda 2-26-09.doc and Gills Creek Data 2-26-09.doc
	D340				340 HEY004219	MAY OFFER Email from Doug Wilson to Tom Haselden dated 2/26/2009. Subject: RE: Declined Gills Creek Cannibal Conference Call.
	D341				341 HEY000465 - HEY000468	MAY OFFER Email from Tom Thain to James Steffen; Doug Wilson and Joe Parsons dated 3/3/2009. Subject: Emailing GC 2-26-09 Meeting Minutes.doc with attachment GC 2-26-09 Meeting Minutes.doc
	D342				342 HEY000663	MAY OFFER Email from Tom Haselden to Doug Wilson dated 3/12/2010. Subject: Re: Meeting Minutes - Gills Creek WWTP - March 11, 2010.
	D343				343 EVOQ000472 - EVOQ000473	MAY OFFER Conference Call Minutes March 26, 2009 RE: Gills Creek WWTP,

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	D344				344 EVOQ005147 - EVOQ005149	MAY OFFER Email from James Steffen to Doug Wilson and Tom Thain dated 4/20/2009. Subject: Gills Creek conference Call meeting minutes and trip report with attachment GC 4-9-09 Meeting Minutes.doc
	D346				346 ER0072 - ER0073	MAY OFFER East Richland County Public Service District "Minutes" June 29, 2009 Meeting Public Hearing
	D347				347 HEY000292 - HEY000294	MAY OFFER Email from Tom Thain to Doug Wilson dated 12/7/2009. Subject: RE: Gills Creek WWTP - Siemens Cannibal Solids Reduction Process.
	D361				361 EVOQ019538 - EVOQ019540	MAY OFFER Email from Jamey Steffen to James Steffen dated 6/24/2010. Subject: FW: ERCPSD
	D364				364 HEY008860 - HEY008861	MAY OFFER Email from Doug Wilson to Jim Cooper dated 6/7/2011. Subject: Jamey Visit.
	D365				365 EVOQ016767 - EVOQ016770	MAY OFFER Email from James Steffen to Timothy Lindemann dated 6/10/2011. Subject: FW: Gills Creek - Cannibal
	D367				367 EVOQ016748 - EVOQ016751	MAY OFFER Email from James Steffen to Timothy Lindemann dated 7/7/2011. Subject: FW: Gills Creek Cannibal and VertiCel - HS-2502 with attachment 20110707064751155.pdf
	D368				368 EVOQ015921	MAY OFFER Email from Doug Wilson to James Steffen dated 7/15/2011. Subject: RE: Gills Creek Cannibal and VertiCel.
	D370				370 EVOQ003498; EVOQ003652;	MAY OFFER ERCPSD Logs for Solids Sampling for July 4, 2011 through

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					EVOQ003632	August 1, 2011
	D372				372 HEY000265 - HEY000266	MAY OFFER Email from Tom Thain to Doug Wilson dated 10/1/2011. Subject: Re: Gills Creek Update.
	D375				375 ER5554	MAY OFFER Email from Tom Thain to Bobby Tillman dated 2/9/2012. Subject: Cannibal Process.
	D376				376 HEY000335	MAY OFFER Email from Tom Thain to Doug Wilson and Larry Brazell dated 2/14/2012. Subject: ERCPSD - Gills Creek WWTP.
	D378				378 ER5795 - ER5799	MAY OFFER Email from Bobby Tillman to Larry Brazell dated 7/27/2012. Subject: Fwd: spreadsheet with attachment ERCPDS_Sludge_Yields.xls
	D384				384 ER3561 - ER3562	MAY OFFER Email from Kim Tindal to Jerry Coutant dated 9/17/2007. Subject: Re: A few questions.
	D388				388 RCPSD00240 - RCPSD00241	MAY OFFER Cannibal Operating Savings Estimate
	D402				402	MAY OFFER Pages 15-20, 247-248 from Thain Draft Transcripts
	D403				403 ER9585	MAY OFFER Compare costs for 0.1 and actual annual yield (as calculated by ERCPSD) for the period July 2007 through June 2012
	D405				405	MAY OFFER ERCPSD GillscreekSpreadsheet '12
	D406				406	MAY OFFER ERCPSD GillscreekSpreadsheet '13
	D407				407	MAY OFFER Copy of GillscreekSpreadsheet_ '14
	D408				408	MAY OFFER

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						Email from Ed Schooler to Scott Elliott dated 5/30/2013. Subject: Sludge Yield with attachment Sludge yields for Aug '07 thru July '08.
	D425				425 ER12641_001 - ER12641_44	MAY OFFER Preliminary Engineering Report; Expansion of the Gills Creek Wastewater Treatment Plant; Project No. 99617
	D428				428 EVOQ001325_001 - EVOQ001325_076	MAY OFFER eff phosphorous.xls
	D439				N/A EVOQ005626	MAY OFFER Email from James Steffen to Marc Roehl dated 1/23/2008; Subject: RE:Gills Creek Items
	D453				N/A	MAY OFFER Plaintiff's Responses to Siemens Industry Inc. and Siemens Water Technologies LLC's First Set of Requests for Production
	D454				N/A	MAY OFFER Plaintiff's Answers to Defendants' Second Set of Requests for Production
	D456				N/A	MAY OFFER Plaintiff's Rule 26(a)(1) Initial Disclosures
	D457				N/A	MAY OFFER Plaintiff's Rule 26(a)(1) Initial Disclosures (Supplemental)
	D458				ER14924-ER14933	MAY OFFER September 21, 2007 Letter from DHEC to William Long.
	D459				ER14934-ER14937	MAY OFFER July 11, 2007 Letter from DHEC to William Long.
	D460				N/A ER13144 - ER13322	MAY OFFER Leachate Records
	D461				N/A ER13467 - ER13469	MAY OFFER Leachate Records

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	D462				N/A ER13485 - ER13661	MAY OFFER Leachate Records
	D464				N/A ER11137 - ER11236	MAY OFFER ERCPSD GillscreekSpreadsheet '10
	D465				N/A ER11237 - ER11277	MAY OFFER ERCPSD GillscreekSpreadsheet '11
	D466				N/A ER11328 - ER11329	MAY OFFER GillsCreekLandfillSludge_07-10
	D467				N/A ER11677 - ER12156	MAY OFFER GillscreekSpreadsheet '08
	D468				N/A ER12157 - ER12636	MAY OFFER GillscreekSpreadsheet '09
	D469				N/A ER12727 - ER12730	MAY OFFER ERCPSD Executive Director's Monthly Report February 2010
	D470				N/A ER13130 - ER13143	MAY OFFER Gills Creek Wastewater Treatment Plant Alum Tank Records
	D471				N/A ER13471 - ER13484	MAY OFFER Gills Creek Wastewater Treatment Plant Alum Tank Records
	D472				N/A ER13662	MAY OFFER Gills Creek Wastewater Treatment Plant Alum Tank Records
	D473				N/A ER16057 – ER16067	MAY OFFER Notice of Alleged Violation/Notice of Enforcement Conference for ERCPSD/Gills Creek WWTF
	D474				N/A ER16139 – ER16158	MAY OFFER DHEC Correspondence
	D475				N/A ER20189 - ER20326	MAY OFFER Sludge Production
	D476				N/A ER9278 - ER9377	MAY OFFER Copy of GillscreekSpreadsheet '14
	D477				N/A	MAY OFFER

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					ER9378 - ER9379	Copy of sludge production 2014 (3)
	D478				N/A ER9382 - ER9481	MAY OFFER ERCPSD Gillscreek Spreadsheet '12
	D479				N/A ER9482 - ER9581	MAY OFFER ERCPSD Gillscreek Spreadsheet '13
	D480				N/A ER9582 - ER9583	MAY OFFER ERCPSD SLUDGE PRODUCTION MAY OFFER 2010-2011-12 (2)
	D481				N/A ER9584	MAY OFFER ERCPSD Sludge Yields 07-08-09
	D482				N/A ER9588 - ER9625	MAY OFFER NPDES Permit 1 and NPDES Permit 2
	D483				N/A ER9626 - ER9629	MAY OFFER Sludge yields for Aug '07 thru July '08
	D484				N/A ER8956	MAY OFFER Meeting Minutes
	D485				N/A ER5566	MAY OFFER Meeting Minutes
	D486				N/A ER8845-8846	MAY OFFER Meeting Minutes
	D487				N/A ER5568-5569	MAY OFFER Meeting Minutes
	D488				N/A ER15097	MAY OFFER Meeting Minutes
	D489				N/A ER12729, ER12730, ER12725	MAY OFFER Meeting Minutes
	D490				N/A FEB2010A.mp3	MAY OFFER Audio file of Meeting
	D491				N/A ER0074-0075, ER12689-12691, ER15083, ER15064, ER15065-15066, ER15067, ER15058, ER15059-15061, ER15062	MAY OFFER Meeting Minutes

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	D492				N/A ER15055-15077	MAY OFFER Meeting Minutes
	D493				N/A ER15054, ER15052-15053	MAY OFFER Meeting Minutes
	D494				N/A ER15042	MAY OFFER Meeting Minutes
	D495				N/A ER0068-0069	MAY OFFER Meeting Minutes
	D496				N/A ER0066-0067, ER15007-15008, ER15002	MAY OFFER Meeting Minutes
	D497				N/A ER0062-0065	MAY OFFER Meeting Minutes
	D498				N/A ER8957-8958	MAY OFFER Meeting Minutes
	D499				N/A ER13663- ER14919, ER14921-ER14923	MAY OFFER Operations Logs
	D500					MAY OFFER Hudgens Affidavit
	D501					MAY OFFER Brazell Affidavit
	D502				N/A	MAY OFFER Tables and figures from J. Novak's expert report
	D503				N/A	WITHDRAWN Per Ruling on Motion in Limine Tables, figures, and exhibits from T. VanNoy's expert report
	D504				N/A	MAY OFFER Process Flow Diagram(s)
	D505				N/A	MAY OFFER Summary exhibit pursuant to FRE 1006 summarizing voluminous records regarding interchange frequency (see Exhibit 400)
	D506				N/A	MAY OFFER Summary exhibit pursuant to FRE 1006 summarizing voluminous records regarding drum screen operation (see Exhibit 499)
	D507				N/A	MAY OFFER

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						Summary exhibit pursuant to FRE 1006 summarizing voluminous records regarding plant data and yields (see Exhibit 322 & 333)
	D508				N/A	MAY OFFER Various Plant Photos
	D509				N/A	MAY OFFER Summary exhibit pursuant to FRE 1006 summarizing voluminous writings regarding components and operation of Cannibal
	D510				N/A	MAY OFFER Demonstrative exhibit regarding contractual relationships
	D511				N/A	MAY OFFER Demonstrative exhibit regarding key players
	D512				N/A	MAY OFFER Contract between Thamer Construction and East Richland for supply and installation of Cannibal system (awaiting production pursuant to subpoena)
	D513				N/A	MAY OFFER Transcript of East Richland February 2010 Board Meeting